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NOTE VERBALE DATED 12 MAY 1992 FROM THE PERMANENT MISSION OF FINLAND TO THE UNITED NATIONS ADDRESSED TO THE SECRETARY-GENERAL

The Permanent Mission of Finland to the United Nations presents its compliments to the Secretary-General and has the honour to inform him that Finland has complied with the obligations in relation to paragraphs 4, 5, 6 and 7 of resolution 748 (1992) through issuing a decree on enforcement of obligations arising from United Nations Security Council resolution on the Libyan Arab Jamahiriya which entered into force on 22 April 1992 (enclosed in English translation*) and through the administration of existing Finnish legislation. In some instances, as will be explained below, no implementation has been necessary.

Paragraphs 4 (a) and (b) of resolution 748 (1992) concerning an air embargo on the Libyan Arab Jamahiriya are implemented by paragraph 3 of the Decree.

Paragraphs 5 (a) and (b) of resolution 748 (1992) concerning an embargo on arms deliveries to the Libyan Arab Jamahiriya are implemented by paragraph 2 of the Decree. Reference is also made to the note verbale dated 6 January 1992 from the Permanent Mission of Finland to the Secretary-General (S/23377) explaining the legislative acts that restrain and control the export of arms and military equipment from Finland.

Paragraph 5 (c) of resolution 748 (1992) concerning the withdrawal of officials or agents present in the Libyan Arab Jamahiriya to advise the Libyan authorities on military matters needs no implementation in Finland as there are no such officials or agents of the Government present in the Libyan Arab Jamahiriya.

Paragraph 6 (a) of resolution 748 (1992) concerning reductions in the number and level of the staff at Libyan diplomatic missions and consular posts and restrictions on the movement of all such staff who remain needs no implementation as there are no Libyan diplomatic missions or consular posts in Finland.

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* Copy of the Decree may be consulted in Room S-3545E.

Paragraph 6 (b) of resolution 748 (1992) concerning preventing the operation of Libyan Arab Airlines offices needs no institution of additional measures since there are no Libyan Arab Airlines offices in Finland.

Paragraph 6 (c) of resolution 748 (1992) concerning denial of entry to or expelling from Finland of Libyan nationals who have been denied entry to or expelled from other States because of their involvement in terrorist activities can be sanctioned by the Aliens Act of 22 February 1991. In accordance with the Act, an alien may be refused entry into Finland at a frontier if, inter alia, on account of his previous activities or otherwise, he may justifiably be assumed to engage in sabotage in Finland or in activities which may endanger Finland's relationship with a foreign Power. An alien may also be deported from Finland on the grounds cited above. These procedures would be applied to cases envisaged in paragraph 6 (c).

Paragraph (7) of resolution 748 (1992) concerning agreements or contracts entered into or licences or permits granted before 15 April 1992 is implemented by paragraph 4 of the Decree. Application of resolution 748 (1992) to contracts or other prohibited acts entered into but not completed at the effective date of the Decree, 22 April 1992, is also covered by the Decree.

In accordance with Act No. 659/67 concerning the Implementation of Certain Obligations Incumbent upon Finland as a Member of the United Nations, paragraph 4, violation of the Decree implementing resolution 748 (1992) is a criminal offence and subject to imprisonment, fines and seizure, confiscation, etc., of proceeds of illegal acts.